



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Chester T. Przygoda Jr.	:
Serial No.	:	10/766,203	:
Attny No.	:	68,127-022	:
Filed	:	January 28, 2004	:
Title	:	EVENT DRIVEN INFORMATION SYSTEM	:

**PETITION & RESPONSE TO NOTICE OF
OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: OFFICE OF PETITIONS

Sir:

In response to the Notice of Omitted Item(s) In A Nonprovisional Application dated June 17, 2004, Applicant hereby contends that Pages 8, 23 and 25 of the specification (complete copy enclosed) were in fact deposited in the Patent and Trademark Office (PTO) with the nonprovisional application papers. Upon receipt of this Notice, a thorough review of the specification was performed and it was noted that the pages in question, pages 8, 23 and 25, were in fact filed with the United States Patent and Trademark Office. To provide further confirmation that the missing pages were indeed filed, Applicant provides a copy of the postmarked postage paid returned postcard which confirms that a total of 50 pages of specification were filed with the application. If the pages in question had been omitted there would only have been 47 pages of specification filed and this count would have been reflected on the postcard.

07/02/2004 BABRAHA1 00000014 10766203

01 FC:1460

130.00 OP

As duly noted in the Notice of Omitted Item(s), Applicant has provided a check herewith in the amount of \$ 130.00 which is the required fee as noted under 37 CFR 1.17(i) for submitting this petition. The commissioner is hereby authorized to charge any additional fees or credit our deposit account 08-2789 for any overpayments.

Respectfully submitted,



James R. Yee, Registration No. 34,460
The Pinehurst Office Center, Suite #101
39400 Woodward Avenue
Bloomfield Hills, MI 48304-5151
(248) 645-1483

June 28, 2004
Date

Enclosures



CERTIFICATE OF MAILING

I hereby certify that this Response and fee is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, **MAIL STOP PETITION**, P.O. Box 1450, Alexandria, VA 22313-1450 on June 28, 2004.

Melissa Dadisman
Melissa S. Dadisman



IFW

PTO/SB/17 (05-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130

Complete if Known	
Application Number	10/766,203
Filing Date	January 28, 2004
First Named Inventor	Chester T. Przygoda Jr.
Examiner Name	Unknown
Group / Art Unit	Unknown
Attorney Docket No.	68,127-022

METHOD OF PAYMENT (check all that apply)					FEE CALCULATION (continued)				
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input checked="" type="checkbox"/> Deposit Account <input type="checkbox"/> None									
Deposit Account Number	08-2789				Fee Code	Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description
Deposit Account Name	Howard & Howard Attorneys				1051	130	2051	65	Surcharge - late filing fee or oath
The Director is authorized to: (check all that apply)					1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.
<input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above identified deposit account.					1053	130	1053	130	Non-English specification
					1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination
					1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
					1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
					1251	110	2251	55	Extension for reply within first month
					1252	420	2252	210	Extension for reply within second month
					1253	950	2253	475	Extension for reply within third month
					1254	1,480	2254	740	Extension for reply within fourth month
					1255	2,010	2255	1,005	Extension for reply within fifth month
					1401	330	2401	165	Notice of Appeal
					1402	330	2402	165	Filing a brief in support of an appeal
					1403	290	2403	145	Request for oral hearing
					1451	1,510	1451	1,510	Petition to institute a public use proceeding
					1452	110	2452	55	Petition to revive – unavoidable
					1453	1,330	2453	665	Petition to revive – unintentional
					1501	1,330	2501	665	Utility issue fee (or reissue)
					1502	480	2502	240	Design issue fee
					1503	640	2503	320	Plant issue fee
					1460	130	1460	130	Petitions to the Commissioner
					1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
					1806	180	1806	180	Submission of Information Disclosure Stmt
					8021	40	8021	40	Recording each patent assignment per property (times number of properties)
					1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))
					1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))
					1801	770	2801	385	Request for Continued Examination (RCE)
					1802	900	1802	900	Request for expedited examination of a design application
					Other fee (specify)				
					*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$ 130

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY		Complete (if applicable)		
Name (Print/Type)	James R. Yee	Registration No. Attorney/Agent)	34,460	Telephone (248) 645-1483
Signature	<i>James R. Yee</i>		Date	June 28, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,203	01/28/2004	Chester T. Przygoda JR.	68,127-022

27305
 HOWARD & HOWARD ATTORNEYS, P.C.
 THE PINEHURST OFFICE CENTER, SUITE #101
 39400 WOODWARD AVENUE
 BLOOMFIELD HILLS, MI 48304-5151



CONFIRMATION NO. 3163
 FORMALITIES LETTER



OC000000012969120

Date Mailed: 06/17/2004 ✓

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Page(s) **8, 23 and 25** of the specification (description and claims).

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted items(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b)**. In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any

omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required. A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

M. Bajene
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART I - ATTORNEY/APPLICANT COPY